

CERTIFICATE OF SERVICE

I, Enrico C. Soriano, hereby certify that I have on this 14th day of November, 1997, served a copy of the foregoing reply comments upon the individuals listed below, by hand-delivery or U.S. first class mail, postage prepaid:

Janice Myles*
Policy and Program Planning Division
Common Carrier Bureau
Federal Communications Commission
Room 544
1919 M Street, N.W.
Washington, D.C. 20554

Donald J. Russell*
Telecommunications Task Force, Antitrust Division
Department of Justice
Room 8205
555 Fourth Street, N.W.
Washington, D.C. 20001

ITS, Inc.*
1231 20th Street, N.W.
Washington, D.C. 20036

Charles W. Ballentine, Executive Director
South Carolina Public Service Commission
111 Doctors Circle
Columbia, SC 29203

Walter H. Alford
BellSouth Corporation
1155 Peachtree Street, N.E.
Atlanta, GA 30367

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1919 M Street, N.W.
Washington, D.C. 20554



Enrico C. Soriano

*By hand delivery.

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

**Application by BellSouth Corporation,)
BellSouth Telecommunications, Inc.,)
and BellSouth Long Distance, Inc. for) Docket No. CC 97-208
Provision of In-Region, InterLATA)
Service in South Carolina)**

**DECLARATION OF JULIA STROW
ON BEHALF OF INTERMEDIA COMMUNICATIONS INC.**

I, JULIA STROW, do hereby declare and state:

1. I am employed by Intermedia Communications Inc. ("Intermedia") as Director, Strategic Planning and Industry Policy. I am the primary interface between Intermedia and the incumbent local exchange carriers ("ILECs"). In that capacity, I am involved in interconnection negotiations and arbitrations between Intermedia and the ILECs. I am also primarily responsible for strategic planning and the setting of Intermedia's regulatory policy.
2. On June 21, 1996, Intermedia entered into an interconnection agreement with BellSouth. The interconnection agreement contemplates the provision of unbundled data network elements and data services by BellSouth. Indeed, the representatives of BellSouth and Intermedia who negotiated the interconnection agreement were fully aware of

Intermedia's requirements for unbundled data network elements and data services.

3. On July 11, 1996, pursuant to Section 251 of the Telecommunications Act of 1996 (the "1996 Act") and the provisions of the Intermedia-BellSouth interconnection agreement, Intermedia requested unbundled frame relay-capable loops and related components from BellSouth.
4. On September 10, 1996, almost two months after Intermedia first requested frame relay-capable loops and related components, BellSouth committed, in writing, to fulfilling Intermedia's request for unbundled frame relay-capable loops and related components.
5. As of this date--well over one year since Intermedia requested the frame relay-capable loops--BellSouth has not fulfilled Intermedia's requests for unbundled loops, despite the fact that BellSouth is technically capable of providing such loops. In fact, I am aware that BellSouth's Statement of Generally Available Terms and Conditions filed in Georgia in June 1997 lists the availability of 56/64 kbps loops which can be used for frame relay service.
6. Instead of providing these loops to Intermedia, however, BellSouth is reselling tariffed data services to Intermedia as a makeshift substitute for the unbundled network elements the 1996 Act requires BellSouth--and that BellSouth has committed--to provide.
7. In addition, BellSouth recently has demonstrated in several State Section 271 proceedings that it may not even honor its commitment to

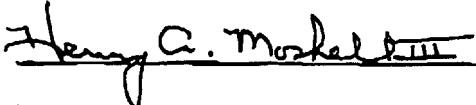
Intermedia to provide digital loops. This is clearly of major concern to Intermedia as Intermedia primarily focuses on the delivery of data-oriented services.

8. Moreover, Intermedia is experiencing major problems with respect to placing switch "as-is" orders with BellSouth. Intermedia uses the Electronic Data Interface ("EDI") system to place switch "as-is" orders. Despite BellSouth's claims that its EDI system is more than adequate to handle orders from competing carriers, it has been Intermedia's experience that such is not the case.
9. Intermedia continues to experience major delays with its orders. Intermedia's records reflect that in many instances, BellSouth misses the targeted 48-hour commitment for the receipt of Firm Order Commitments ("FOCs"). In one instance, the FOC was delayed by as much as 34 days. More egregious is the fact that, in several cases, Intermedia never even received any type of acknowledgment from BellSouth. These delays and other problems have profoundly affected Intermedia's ability to do business in South Carolina.
10. Finally, Intermedia has received a letter from BellSouth indicating that BellSouth will not pay reciprocal compensation for local traffic transported and terminated by Intermedia to Internet service providers ("ISPs"). This unilateral action violates both the 1996 Act and the Intermedia-BellSouth interconnection agreement.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge, information, and belief. Executed this 14th day of November in Tampa, Florida.


Julia Strow

Subscribed and sworn before me
this 14th day of November, 1997.


Henry A. Moshell, III

My Commission expires:



HENRY A. MOSHELL, III
My Comm Exp. 10/02/98
Bonded By Service Ins
No. CC410972
☒ Personally Known ☐ Other I.D.

A

1 Q. Okay. If you will, Mr. Varner, go to page 9 of 9
2 and then go 2 pages after that.

3 A. 9 of 9? Okay. Got it. I hope it looks like
4 this.

5 Q. Right. And it's entitled, "% of LSR'S FOC'D <
6 than 48 hours"?

7 A. Yes.

8 Q. And LSR stands for what?

9 A. Local service request.

10 Q. And FOC'D means?

11 A. Firm order commitment, firm order committed is
12 probably what they mean.

13 Q. So this is the percentage of the requests for UNE
14 that you can handle in less than 48 hours?

15 A. No, no. This is a percentage of local service
16 requests wherein a firm order commitment was
17 determined -- yes, was sent in less than 48 hours.

18 Q. And 48 hours was the target I assume, less than 48
19 hours?

20 A. For the measurement, that's correct.

21 Q. And at the close of the study period the best you
22 could do was a little bit less than 80 percent?

23 A. Well, it seems like -- I think that's right. I
24 guess that's month to date 8-10-97 is at 79 percent.

ORIGINAL



Delinquency Report As Of: 11/6/97

Stacey Miller

PON #	BTN	Date Sent	Due Date	Data Recv'd	Days Late
2025564		9/10/97	9/12/97	10/16/97	34
2025673		9/24/97	9/26/97	9/29/97	3
2025555		10/1/97	10/3/97		
2025555a		10/1/97	10/3/97		
2025555b		10/1/97	10/3/97		
2026187		10/3/97	10/7/97		
2011483a		10/3/97	10/7/97		
2026433		10/6/97	10/8/97	10/9/97	1
2025945		10/6/97	10/8/97	10/13/97	5
2026186b		10/10/97	10/13/97	10/15/97	2
2026186a		10/10/97	10/13/97		
2026186		10/10/97	10/13/97	10/15/97	2
2016133a		10/15/97	10/17/97	10/20/97	3
2025564b		10/22/97	10/24/97	10/27/97	3
2025564a		10/22/97	10/24/97	10/27/97	3
2025564c		10/22/97	10/24/97	10/27/97	3
2027090		10/29/97	10/31/97		



Delinquency Report As Of: 11/6/97

Stacey Miller

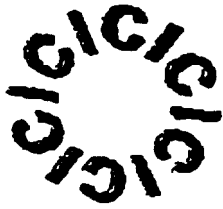
PON #	BTN	Date Sent	Due Date	Date Recv'd	Days Late
2027076		10/29/97	10/31/97		
2025337b		10/30/97	11/3/97	11/5/97	2



Delinquency Report As Of: 11/4/97

Kara Hardway

PON #	BTN	Date Sent	Due Date	Date Recv'd	Days Late
2017650		8/14/97	8/16/97		
2022145		8/18/97	8/20/97	8/25/97	5
2021065		8/18/97	8/20/97		
2024689		8/29/97	8/31/97		
2025402		9/8/97	9/10/97		
2025596		9/16/97	9/18/97	9/22/97	4
2025586		9/16/97	9/18/97	9/24/97	6
2025600		9/16/97	9/18/97	9/23/97	5
2025583		9/16/97	9/18/97	9/23/97	5
2025585		9/17/97	9/17/97	9/24/97	7
2025773		9/17/97	9/19/97	9/22/97	3
2025866		9/24/97	9/26/97	9/29/97	3
2025819		9/24/97	9/26/97	9/29/97	3
2025831		9/24/97	9/26/97	9/29/97	3
2025821		10/2/97	10/4/97	10/10/97	6
2026268		10/3/97	10/5/97	10/13/97	8
2016934X		10/8/97	10/10/97	10/13/97	3
2021065X		10/8/97	10/10/97		
2017650X		10/8/97	10/10/97		



Delinquency Report As Of: 11/4/97

Kara Hardway

PON#	BTN	Date Sent	Due Date	Date Recv'd	Days Late
2022145X		10/9/97	10/11/97		
2026646		0/14/97	10/16/97	10/21/97	5
2026544		0/14/97	10/16/97		
2026594		0/14/97	10/16/97	10/21/97	5
2026652		0/15/97	10/17/97		
2026654		0/15/97	10/17/97		
2026561		0/21/97	10/23/97		
2026416		0/21/97	10/23/97		
2026809		0/21/97	10/23/97		
2026807		0/21/97	10/23/97		
2025457		0/23/97	10/25/97	10/27/97	2
2026969		0/23/97	10/25/97	10/29/97	4
2026971		0/24/97	10/26/97	10/28/97	2
2027077		0/29/97	10/31/97		
2027092		0/29/97	10/31/97		

*Fixed
To Jerry
Hendrix
also*

July 11, 1996

To: Rich Dender

From: Tom Allen

Subject: Intermedia Unbundling Request

Pursuant to Section 251 of the Telecommunications Act and to the recently executed interconnection agreement, Intermedia requests that BellSouth provide the following unbundled elements:

- 1) An unbundled frame relay loop;
- 2) An unbundled ISDN loop;
- 3) Line side loop unbundling that supports a multi-host environment, i.e., modification of the TR303 industry standard to extend that standard to the local loop environment. This unbundling was discussed in Intermedia's comments filed with the FCC in Docket No.96-98 on May 15th.

We are requesting an evaluation of technical feasibility as well as price quotes consistent with the requirements of the Act for the loops requested. Please advise me or Julia Strow if additional information is needed to facilitate evaluation of these requests. Also, please let me know when Intermedia can expect a response to this request. I can be reached at 770-429-5709 and Julia can be reached on 770-429-5702. Thanks for your help in initiating this request.



ALL STATE EGA 800 222-0510 EDI AC RECYCLED

@ BELLSOUTH

BellSouth Interconnection
South 1461
3538 Colonnade Parkway
Birmingham, Alabama 35243

Richard A. Dender
Account Manager

September 10, 1996

Mr. Tom Allen
Vice President - Strategic Planning
Intermedia Communications, Inc.
3525 Queen Palm Drive
Tampa, Florida 33619

Dear Tom:

In regard to your letter of July 11, 1996, BellSouth can provide the unbundled frame relay loop and the unbundled ISDN loop as requested by Intermedia Communications, Inc. (ICI). However, BST cannot provide the "line side loop unbundling that supports a multi-host environment".

The frame relay loop can be provisioned by using the loop portion of BST's existing DDAS or SynchroNet services. BST will provision these services at their existing tariffed rates. Also, BST has developed unbundled ISDN loops and can provision them in Florida for \$43.00 per month. BST understands that it may have to re-price these services at TELRIC if that portion of the FCC Order becomes final.

Concerning the request for "line side loop unbundling that supports a multi-host environment", our staff has reviewed ICI's comments to the FCC on this matter and have determined that BellSouth's operations and support systems, particularly the Loop Facilities Assignment and Control System (LFACS) and Trunk Inventory and Record Keeping System (TIRKS), cannot handle assignment and administration of this small portion of a carrier system. Manual records would need to be maintained that would conflict with BellSouth's mechanized systems.

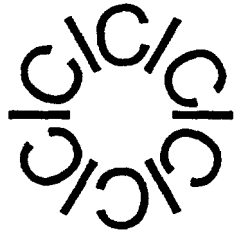
There is no technically feasible method to segregate the concentration portion of the carrier system from the feeder transport to it. The systems are designed as a single entity and cannot be separated. This means that the concentration portion and the feeder transport portion are one entity. They provide the necessary facilities to transport and concentrate loop facilities from the central office to the remote terminal.

If you would like to discuss this further, please call me at 205-877-5666.

Sincerely,



Rich Dender



**Intermedia
Communications Inc.
Facsimile Cover Sheet**

To:	Whit Jordan
Company:	BellSouth
Phone:	202-463-4114
Fax:	202-463-4198
From:	Julia Strow
Company:	Intermedia Communications
Phone:	813-829-2072
Fax:	813-829-2633
Date:	1-6-97
Pages including this cover page:	2

Whit,

Attached is an outline of the issues discussed today on our call. It is my understanding that Amanda Grant and Jerry Hendrix are working on these at the request of our account team. Please let me know if you have any questions or need further clarification from me on these items. I should be in all week.

Julia

Intermedia/BellSouth Local Interconnection Issues for Resolution

- Frame Relay conversion to unbundled loops, billing of inappropriate elements (node charges) with the surrogate Synchronet loop element.
- Unbundled frame relay loops and unbundled ISDN loops have been committed to ICI by BellSouth approximately four months ago, however, no pricing or implementation schedule has been provided.
- BellSouth denied Intermedia's request for loop unbundling to support a multi-host environment stating that it was technically infeasible, however, no documentation was provided substantiating that position.
- Inadequate billing data for resold services, billing is currently in summary format and does not provide customer detail needed for verification.
- Request BellSouth position regarding imposition of termination liability charges on customers under contract with BellSouth who choose to switch to ICI's resold local exchange service where ICI will assume the contract obligation.
- Modification of billing systems to support and reflect in its billing detail a wholesale environment.

REED SMITH SHAW & McCLAY

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PHILADELPHIA PA
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PRINCETON NJ

January 8, 1997

Whit W. Jordan
Executive Director, Federal Regulatory
BellSouth Corporation
1133 - 21st Street, N.W.
Suite 900
Washington, D.C. 20036

VIA FACSIMILE
ORIGINAL FOLLOWS BY
US. MAIL

Re: Intermedia request for escalation of discussions to resolve interconnection implementation issues

Dear Whit:

This letter follows our conference call of January 6, in which we were joined by Tom Allen and Julia Strow to discuss a range of issues related to the implementation of the interconnection agreement negotiated between ICI and BellSouth. In raising these issues, we very much appreciate your and Bob Blau's willingness to act as expeditors in resolving the concerns raised by ICI. Our conference focused on the following issues:

1. Confirm BellSouth's position on the mechanism for billing for unbundled rate elements and resold services. Our BellSouth account representatives have informed us that unbundled elements and resold services will ultimately be billed through the CRIS system. It is our position that billing through CABS will be more efficient, less costly, and can be implemented more quickly. In particular, because CABS is a carrier-based system it can generate the data that we need to prepare bills and verify calls. Being an end-user focused system, CRIS does not provide us with these features. Can BellSouth accommodate a request to bill its unbundled elements -- in particular Frame Relay loops -- through CABS?
2. As we discussed, ICI had been informed that it must pay a \$25 per-loop node charge for its unbundled 56 kbps loops. Shortly before our conference call, ICI heard from Fred Monticelli that this statement was made in error, and that the node charge did not apply. We ask that BellSouth confirm this latter statement.
3. In a letter dated July 11, ICI requested, among other things, subloop unbundling arrangements. BellSouth responded with a two-paragraph statement that such an arrangement was technically infeasible and could not be accomplished by BellSouth's LFACS and TIRKS network management systems. A copy of ICI's request and BellSouth's response are attached for your review. During our conference call, we requested that BellSouth provide a more detailed response to our request. In particular, we requested that BellSouth discuss the relative distribution of Integrated Digital Loop Carriers and Universal Digital Loop

REED SMITH SHAW & MCCLAY

Mr. Whit W. Jordan
January 8, 1997
Page 2


Carriers throughout its network, and discuss whether subloop unbundling could be made more readily available in cases where UDLCs or next generation loop carriers were deployed. Finally, BellSouth's letter responding to ICI's request suggests that manual records could be used to record the trunk assignments necessitated by subloop unbundling. We would like to explore the possibility of using such records to implement the unbundling sought by ICI -- at least on an interim basis -- until more permanent arrangements can be established.

4. To date, ICI has been unable to obtain call record detail from BellSouth in electronic format. While BellSouth has provided ICI with copies of paper bills, it is not economical for ICI to use the information in this format to generate its own bills. We need to establish a process for providing ICI with electronic call record detail, either on floppy disks or via e-mail.
5. As a result of recent discussions with BellSouth personnel, two issues have arisen regarding the application of nonrecurring charges in the context of interconnection:
 - A. We seek clarification that, when ICI resells BellSouth service, the applicable wholesale discounts apply to all of the service elements that are listed in the retail tariff -- including nonrecurring charges.
 - B. We wish to confirm that, when a customer that currently takes service from BellSouth pursuant to a long term contract switches to BellSouth service resold by ICI, ICI assumes the customer's obligation for the remainder of the contract term, and no termination liability charges would apply as a result.

At the conclusion of our conference call, we requested that you present these issues to the appropriate decisionmakers within BellSouth, and that we hold another conference call early next week to discuss the progress on these issues. As you know, several of these issues have been pending for almost half a year, and we are anxious to achieve a final resolution expeditiously. To this end, we are grateful to you for agreeing to act as an expeditor, and look forward to working with you to achieve the prompt implementation of our interconnection agreement.

Again, thank you for your help in this matter.

Sincerely,



Jonathan E. Canis

